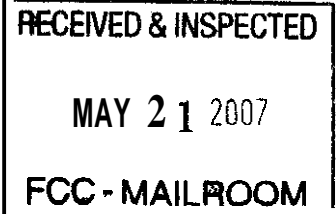


Before The  
FEDERAL COMMUNICATIONS COMMISSION  
Washington D.C. 20554

In The Matter of  
Two Lane Blacktop Media

File No



PETITION FOR EXEMPTION OF  
TWO LANE BLACKTOP MEDIA  
FROM CLOSED CAPTIONING REQUIREMENTS

Two Lane Blacktop Media ("2LBT") hereby respectfully submits this petition for Full Exemption of any video programming including "Miles Around" program from the Commission's closed captioning rules on the grounds that compliance by "2LBT" would result in an "undue burden" as set forth in the Commission's rules, 47 CFR §79.1(f).

In support of this Petition, Two Lane Blacktop Media hereby submits the Affidavit of Dennis Pittsenbarger Managing Member of 2LBT, which Affidavit sets forth evidence to demonstrate that compliance with the requirements to closed caption programs made by 2LBT including Miles Around has caused and will continue to cause an undue burden.

DATED this 16<sup>th</sup> day of May, 2007

Two Lane Blacktop Media

9125 SE Taylor St  
Portland, OR, 97216

By: 

Dennis Pittsenbarger

Before The  
FEDERAL COMMUNICATIONS COMMISSION  
Washington D.C. 20554

In The Matter of  
Two Lane Blacktop Media

File No.

AFFIDAVIT OF DENNIS PITTSBARGER IN SUPPORT OF  
PETITION FOR EXEMPTION OF  
TWO LANE BLACKTOP MEDIA  
FROM CLOSED CAPTIONING REQUIREMENTS

STATE OF OREGON            )  
  ) ss:  
County of Multnomah)


I Dennis Pittsenbarger being first duly sworn, depose and state:

1. I am the Managing Member of Two Lane Blacktop Media, ("2LBT"), an Oregon company. Two Lane Blacktop Media, a Portland, Oregon-based video and audio production company, owns and produces "Miles Around", a half-hour weekly television program featuring vehicles, vehicle upgrading and maintenance, vehical sports and other activities that involve vehicles. The Miles Around also features who are involved in all aspects of vehicles in and around Portland, Oregon – Vancouver Washington metropolitan area. Miles Around will air on one sole television station in Portland, Oregon Metropolitan television market.
2. It is Two Lane Blacktop Medias intention to produce The Miles Around weekly.
3. The average cost to produce each episode of "Miles Around" is \$3,000. Weddings Portland Style grosses approximately \$2400 per show from outside advertising fees.
4. In September 2006, I learned from the broadcast television station of the Commission's **rules** requiring closed captioning of all English language programming, and the applicability of the rules to the Miles Around series. I immediately inquired into the costs of purchasing the closed captioning equipment necessary to provide closed captioning and learned the cost for such equipment exceeded \$10,000, exclusive of any software or additional equipment

necessary to integrate the captioning unit into the video production equipment. Together with the additional labor costs necessary to caption each how, the purchase of the closed captioning equipment would increase the production expenses for Miles Around by at least \$14,000.

5. I then attempted to meet the Commission's requirements by arranging for Miles Around programs to be closed captioned by an outside service provider. Two Lane Blacktop Media was asked to pay over \$400 for each episode of Miles Around, a net loss over \$400 per show.
6. To date in 2006, Hybrid Moon realized a total revenue for the Weddings Portland Style series of only \$13,800. The added cost of purchasing the closed captioning units or outsourcing the closed captioning services would exceed 100% of the revenues.
7. Hybrid Moon does not **seek** to permanently avoid close captioning of the Weddings Portland Style. Hybrid Moon is willing to commit to providing closed captioning for Wedding Portland Style at such time as it achieves profitability sufficient to acquire the closed captioning equipment and add the necessary personnel to produce the closed captioning programming.

DATED this 10<sup>th</sup> day of May, 2007.



SUBSCRIBED and SWORN to before me this \_\_\_\_ day of February, 2006

\_\_\_\_\_

Notary Public for Oregon

My Commission Expires: \_\_\_\_\_